

CLASSIFICATION OFFICE DECISION

Title of publication: gu-015-050.jpg

Other known title(s): Not stated

OFLC ref: 0802534.014

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Comptroller of Customs

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 08 June 2009

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout shows a young woman kneeling on a table and presenting her naked buttocks and genitals to the camera. Because the subject of the image is young and the source of the image is a website known for sexual images of underage girls, the question of whether the publication promotes or supports, or tends to promote or support, the exploitation of young persons for sexual purposes has been considered. The printout does not fulfil these criteria. The figure shown does not present as a young teenager. Her face is partly obscured but her well-developed breasts, body structure and genitals are those of a young woman. However, the image is intended for the purpose of sexual arousal and is likely to have a negative effect on the development of sexual behaviour and attitudes of young viewers.

The New Zealand Bill of Rights Act 1990 has been considered in the application of the criteria of the Films, Videos, and Publications Classification Act 1993 to this publication. The classification places a limit on the freedom of expression, but the availability of the publication to children and young people is likely to be injurious to the public good. The classification is reasonable, demonstrably justifiable and the minimum required to avoid injury.